IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY THE FOURTH DAY OF SEPTEMBER

TWO THOUSAND AND SIX

: PRESENT:

THE HON'BLE SRI JUSTICE: **J.CHELAMESWAR**

AND

THE HON'BLE SRI JUSTICE: **D.APPA RAO**

WRIT PETITION No. 7472 of 2006

Between:

Korripati Siva Parvathi, W/o. K.Ravinder Babu

Petitioner

AND

1. Kolli Subbarao, S/o. Late Kolli Tataiah, R/o. Nujellapalli Post, J.Pangaluru Mandal, Prakasam District.
2. Kolli Tataiah, S/o. Subbarao, R/o. Nujellapalli Post, J.Pangaluru Mandal, Prakasam District.
3. The Station House Officer, J.Pangaluru P.S., J.Pangaluru Mandal, Prakasam District.

Respondents

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ or direction more particularly one in the nature of Writ of Habeas Corpus direct the Respondent No.3 to make an enquiry and produce petitioner elder sister M.Sivanagaraja Kumari into the court forthwith as her life is in danger in the interest of justice.

Whereas the Court upon perusing the petition and the affidavit filed herein and the orders of the High Court dated: 19-06-2006,17-07-2006 & 28-8-2006 made herein and upon hearing the arguments of Sri P. Venkateswarlu, Advocate for the Petitioner and of the Advocate General on behalf of the Respondent No.3 observed that pursuant to the order dated 17-07-2006, the petitioner moved the alleged detenue from the custody of Respondents 1 and 2 in view of the fact that the health condition of the alleged detenue is not good. It appears that the petitioner admitted the alleged detenue in Kommineni Nursing Home at Chilakaluripet and according to the report submitted by the petitioner, the health condition of the alleged detenue has improved; In view of the fact that the custody of the alleged detenue-Sivanagaraja Kumari is handed over to the petitioner pursuant to an order of this Court would like to be assured of the fact that appropriate care by way of medical assistance and also otherwise, will be bestowed upon the alleged detenue;

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And whereas the Court deems it appropriate to appoint an Advocate-Commissioner to visit the alleged detenue and also interact with the Doctor (Dr.Veera Shankara Rao) who is rendering medical assistance to her and report to this Court; and therefore, appointed Ms. Anjali Agarwal, Advocate of this Court, as Advocate-Commissioner for the afore-mentioned purpose;

You viz:

Ms. Anjali Agarwal, Advocate, High Court of A.P., Hyderabad

are hereby appointed as Advocate Commissioner, you are directed to visit the alleged detenue M. Sivanaga Kumari and also interact with the Doctor (Dr.Veera Shankara Rao) who is rendering medical assistance to her and report to this Court;

You are informed that your fee for this purpose is fixed at Rs. 5,000/- (Rupees five thousand only) and the actuals. You are directed to submit such report to this court within a period of one week from today as this case stands posted on 13-09-2006.

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. Ms. Anjali Agarwal, Advocate Commissioner, High Court of A.P., Hyderabad (**BY SPL.MESSENGER** with a copy of petition and affidavit and counter affidavit and material papers)
2. Two spare copies.

Ksv

HIGH COURT

Ksv
Date of drafting: 05-09-2006

JCJ
&
DARJ

DATE: 04-09-2006

NOTE: POST THE MATTER FOR REPORT OF THE ADVCOATE-COMMISSIONER ON 13-09-2006

ORDER

WP.NO. 7472 OF 2006

APPOINTMENT OF ADVOCATE COMMISSIONER